

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

ALEXANDER L. BAXTER,)	
)	
Plaintiff,)	
v.)	
)	
CORRECTIONS CORPORATION OF)	
AMERICA, ATU DIRECTOR BOBBY)	No. 3:05-0137
ALYWARD, COUNSELOR REGGIE)	JUDGE ECHOLS
HEBRON, COUNSELOR GERALDINE)	
JOHNSON, COUNSELOR ELAINE)	
STEVENS, and COUNSELOR "Jane)	
DOE" NEWTON,)	
)	
Defendants.)	

ORDER

For the reasons stated in the Memorandum entered contemporaneously herewith, the Court rules as follows:

(1) Plaintiff's Objections (Docket Entry No. 25) are hereby OVERRULED;

(2) The Magistrate Judge's Report and Recommendation (Docket Entry No. 23) is hereby ADOPTED;

(3) Plaintiff's Motion to Remand (Docket Entry No. 4) is hereby DENIED;

(4) Plaintiff's Motion to Amend (Docket Entry No. 21) is hereby DENIED;

(5) Plaintiff's Motion for Class Action Certification (Docket Entry No. 12) is hereby DENIED AS MOOT;

(6) Plaintiff's Amended Request for Preliminary Injunction (Docket Entry No. 13) is hereby DENIED AS MOOT; and

(7) This action is hereby DISMISSED WITHOUT PREJUDICE for failure to exhaust administrative remedies under the Prison Litigation Reform Act, 42 U.S.C. § 1997e(a)(3).

(8) The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal by Plaintiff would not be taken in good faith.

It is so ORDERED.

A handwritten signature in black ink, appearing to read "Robert L. Echols", is written over a horizontal line.

ROBERT L. ECHOLS
UNITED STATES DISTRICT JUDGE